IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.1673 OF 2007

Shri Sushil Subhash Shah ..Petitioner

Versus

State of Maharashtra & Ors. ..Respondents

Mr.Sugandh B.Deshmukh for the petitioner.

Mr.P.P.Kakade AGP for respondent nos.1 & 2.

Coram : S.J.VAZIFDAR,J

Date : 20.07.2007.

PC

1. Rule, returnable and heard forthwith.

2. The question pending before respondent no.2 is whether the land allotted to members of the Pasalkar family under the scheme for project affected persons, was in excess of the permissible limits. The petitioner claims to have purchased the said land from the members of the Pasalkar family. According to the petitioner, a decree for specific performance in respect thereof has also been passed in his favour.

3. In the circumstances, it is but fair that respondent no.2 grants the petitioner a hearing before deciding the issue as to whether or not the

land allotted to respondent no.3 was in excess of permissible limits. In the circumstances, rule is made absolute in terms of prayer clause-(a).